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 NORCAL WASTE SYSTEMS, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

NORCAL WASTE SYSTEMS, INC., a
 California corporation,

Plaintiff,

v.

APROPOS TECHNOLOGY, INC., an Illinois
 corporation; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. 06-03410-CW

STIPULATION AND ~~[PROPOSED]~~
 ORDER REGARDING CASE
 MANAGEMENT SCHEDULE

AND RELATED COUNTERCLAIM.

WHEREAS, the mediation, discovery and motion dates were as set forth below, pursuant to the Minute Order and Case Management Order issued by the Honorable Claudia Wilken on October 2, 2006 ("Case Management Order").

WHEREAS, Plaintiff Norcal Waste Systems, Inc. ("Norcal") and Defendant Apropos Technology, Inc. ("Apropos") are actively proceeding in good faith toward a settlement of this action, and the parties have mutually agreed that more time is necessary to pursue a settlement structure, the parties have stipulated, and seek a Court Order continuing several deadlines, as follows.

IT IS HEREBY STIPULATED by and between the parties that the following deadlines be

1 extended as follows:

2 <u>Nature of Discovery/Event</u>	<u>Previous Deadline</u>	<u>Proposed New Deadline</u>
3 Non-Expert Discovery Cutoff	February 23, 2007	April 30, 2007
4 Designation of Experts	March 16, 2007	May 16, 2007
5 Expert Rebuttal	April 6, 2007	May 30, 2007
6 Expert Discovery Cutoff	April 27, 2007	June 15, 2007
7 L/D for Hearing on Dispositive Motions	June 8, 2007	July 27, 2007
8 Pretrial Conference	October 12, 2007	Unchanged
9 Trial	October 22, 2007	Unchanged

10 In addition, the parties have agreed that Norcal's responses to pending discovery which
 11 were due on February 20, 2007, are now due on March 13, 2007, and Apropos's responses to
 12 pending discovery which were due on February 23, 2007, are now due on March 16, 2007. The
 13 parties have agreed further that the case will be subjected to mediation by May 18, 2007.

14 All of the remaining dates and deadlines set forth in the Case Management Order will
 15 remain in effect.

16 IT IS SO STIPULATED.

17 Respectfully submitted,

18 Dated: February 21, 2007 CARR & FERRELL LLP

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20 By: /s/ Christine S. Watson
 21 ROBERT J. YORIO
 22 Attorneys for Plaintiff and Counter-Defendant
 NORCAL WASTE SYSTEMS, INC.

23 Dated: February 21, 2007 NIXON PEABODY LLP

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26 By: /s/ Marcie Keenan
 27 PATRICK T. MICHAEL
 28 Attorneys for Defendant and Counter-Plaintiff
 APROPOS TECHNOLOGY, INC.

ORDER

Based on the foregoing and for good cause shown, the Case Management Schedule is hereby modified as follows:

<u>Nature of Discovery/Event</u>	<u>Deadline</u>
Norcal's Pending Discovery Responses	March 13, 2007
Apropos's Pending Discovery Responses	March 16, 2007
Non-Expert Discovery Cutoff	April 30, 2007
Designation of Experts	May 16, 2007
Mediation to be held by	May 18, 2007
Expert Rebuttal	May 30, 2007
Expert Discovery Cutoff	June 15, 2007
Last Day for Hearing on Dispositive Motions	July 27, 2007

IT IS SO ORDERED.

2/26/07

Dated: _____



HON. CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE